

COTTONWOOD HEIGHTS

RESOLUTION NO. 2012-03

A RESOLUTION ACCEPTING A REQUEST FOR INDEMNIFICATION

WHEREAS, on or about 5 January 2012, Robby Russo ("*Chief Russo*"), the chief of police of the city of Cottonwood Heights (the "*City*"), was served (in his individual and official capacities) as a defendant in an action styled *Shauna Blue and Benjamin Blue v. Jeremy Lamph, Robby Russo and Cottonwood Heights* that is pending in the United States District Court for the District of Utah, Central Division, as Civil No. 2:11-cv-1124 (the "*Lawsuit*"); and

WHEREAS, Chief Russo timely has filed a request for indemnification (the "*Request*") with the City as required by UTAH CODE ANN. §63G-7-902; and

WHEREAS, the city council (the "*Council*") of the City met in regular session on 10 January 2012 to consider, among other things, granting the Request; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to grant the Request and, by so doing, to irrevocably agree to defend and indemnify Chief Russo for all judgments, compromise or settlement of claim based on the acts or conduct specified in the Lawsuit;


NOW, THEREFORE, BE IT RESOLVED by the Cottonwood Heights city council that the City hereby grants the Request and hereby agrees to defend and indemnify Chief Russo for all judgments, compromise or settlement of claim based on Chief Russo's acts or conduct specified in the Lawsuit.


This Resolution, assigned no. 2012-03, shall take effect immediately upon passage.

PASSED AND APPROVED effective 10 January 2012.

COTTONWOOD HEIGHTS CITY COUNCIL




Linda W. Dunlavy, Recorder

By 
J. Scott Bracken, Mayor Pro Tempore

VOTING:

Kelvyn H. Cullimore, Jr.	Absent
Michael L. Shelton	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
Michael. J. Peterson	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>
Tee W. Tyler	Yea <input checked="" type="checkbox"/> Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 10th day of January 2012.

RECORDED this ___ day of January 2012.

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